

FILED
OCT 18 2010
SECRETARY, BOARD OF
OIL, GAS & MINING

Docket No. 2010- 029
Cause No. UIC-358.1

WESTWATER FARMS, LLC, Petitioner, by and through its undersigned attorneys and pursuant to Rule R649-10-1(2) of the Utah Administrative Code, moves the Presiding Officer in this Cause to enter an order converting this informal adjudicative proceeding to a formal adjudicative proceeding. The conversion is warranted because objections have been filed in this Cause to Westwater Farms, LLC's ("**Westwater**") application for administrative approval of the Harley Dome #1 SWD Well as a Class II injection well. Conversion of the proceeding will not unfairly prejudice the rights of any party and is in the public interest. Concurrent with its Motion, Westwater is filing in this Cause its Request For Agency Action with the Board of Oil, Gas and Mining. A proposed form of Order Converting Informal Adjudicative Proceeding is attached hereto.

Dated this 18th day of October, 2010.

VAN COTT, BAGLEY, CORNWALL & McCARTHY

By 

Thomas W. Clawson

Attorneys for Westwater Farms, LLC

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Salt Lake City, Utah 84111

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CERTIFICATE OF MAILING

I hereby certify that on this 18th day of October, 2010, I caused a true and correct copy of the foregoing Motion to Convert Informal Adjudicative Proceeding to be served via U.S. Mail, properly addressed with postage prepaid, upon each of the following:

Steven F. Alder
Assistant Attorney General
Board of Oil, Gas and Mining
1594 West North Temple, Suite 300
Salt Lake City, UT 84116

Michael S. Johnson
Assistant Attorney General
Board of Oil, Gas and Mining
1594 West North Temple, Suite 300
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Grand County
Road Department
125 East Center
Moab, UT 84532

United States Bureau of Land Management
Moab Field Office
82 East Dogwood
Moab, UT 84532

Federal Highway Administration
2520 West 4700 South, Suite 9-A
Salt Lake City, UT 84118-1847

Mid-America Pipeline Company
1717 South Boulder Avenue
Tulsa, OK 74121-1628

Utah School and Institutional Trust Lands
Administration
675 East 500 South, Suite 500
Salt Lake City, UT 84102-2818

Petro Resrc Corp.
777 Post Oak Blvd, Suite 910
Houston, TX 77056

RMOC Holdings, LLC
921 East Bellevue Avenue
Littleton, CO 80121

Shiprock Helium, LLC
P.O. Box 51166
Amarillo, TX 79159

Retamco Operating, Inc.
Attn: Joe Glennon
P.O. Box 790
Red Lodge, MT 59068-0790

Living Rivers
Attn: John Weisheit
(No known address)
(sent via email to john@livingrivers.org)

Bill Love
2871 East Bench Road
Moab, UT 84532

United States Fish and Wildlife Service
Attn: Larry Crist
Utah Field Office
2369 West Orton Circle, Suite 50
West Valley City, UT 84119



BEFORE THE DIVISION OF OIL, GAS AND MINING

DEPARTMENT OF NATURAL RESOURCES

STATE OF UTAH

**IN THE MATTER OF THE
APPLICATION OF WESTWATER
FARMS, LLC FOR ADMINISTRATIVE
APPROVAL OF THE HARLEY DOME
1 SWD WELL LOCATED IN SECTION
10, TOWNSHIP 19 SOUTH, RANGE 25
EAST, S.L.M., GRAND COUNTY,
UTAH, AS A CLASS II INJECTION
WELL**

ORDER CONVERTING INFORMAL ADJUDICATIVE PROCEEDING

Docket No. 2010-_____
Cause No. UIC-358.1

The Presiding Officer in this Cause having fully considered Westwater Farms, LLC's (the "Petitioner") Motion to Convert Informal Adjudicative Proceeding (the "Motion") and the grounds and reasons provided therefore, and good cause appearing, hereby enters it Order granting the Motion as follows:

1. Cause No. UIC-358.1 is hereby converted from an informal adjudicative proceeding to a formal adjudicative proceeding.

Issued this _____ day of _____, 2010.

STATE OF UTAH DIVISION OF OIL, GAS AND MINING

Presiding Officer